

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.3838 of 2025

Arising Out of PS. Case No.-39 Year-2024 Thana- CHIHARA District- Jamui

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1. Chandan Kumar Son of Balmiki Singh village- Prabhat Chas, Ps- Chash, Dist- Bokaro Jharkhand
 2. Laxman Kumar son of Late Ram Naresh Rai village- Teldih, Ps- Chash, Dist- bokaro Jharkhand

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Rakesh Bihari Singh, Advocate

For the Opposite Party/s : Mr. Anand Kishore Choudhary, APP

CORAM: HONOURABLE MR. JUSTICE RUDRA PRAKASH MISHRA

ORAL ORDER

6 30-01-2025 Heard learned counsel for the petitioners and learned APP for the State.

2. The petitioners seek bail in connection with Chihra PS Case No. 39 of 2024 instituted for the offences under Sections 30(a) and 32 of the Bihar Prohibition and Excise Act.

3. The prosecution case, in short, is that total 1080 litres of foreign liquor was recovered from truck.

4. Learned counsel for the petitioners submit that the petitioners are innocent and have falsely been implicated in the present case. No incriminating material has been recovered from the conscious possession of the petitioners. The petitioners have got no concern with the alleged recovery of liquor. It is submitted that petitioner no. 1 is the driver and petitioner no. 2



is the co-driver of the seized truck and they have no knowledge regarding the nature of goods booked by the transporter. The petitioners are in custody since 04.09.2024. Petitioner Nos. 1 and 2 has one criminal antecedent. There is no compliance of Section 103 of B.N.S.S.

5. Learned A.P.P. for the State has vehemently opposed the prayer for grant of bail to the petitioners.

6. Considering the aforesaid facts and circumstances of the case and the period of custody undergone by the petitioners, this Court is inclined to grant bail to the petitioners.

7. Let the petitioners be released on bail on furnishing bail bonds of Rs.10,000/- (Ten thousand) each with two sureties of the like amount each to the satisfaction of Court below/concerned Court in connection with Chihra PS Case No. 39 of 2024.

(Rudra Prakash Mishra, J)

Raj Ranjan/-

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